

Doc Code:

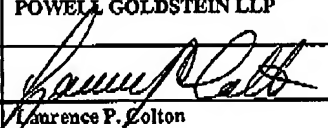
PTO/SB/21 (09-04)

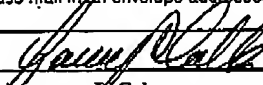
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/509,561	RECEIVED CENTRAL FAX CENTER APR 24 2007
	Filing Date	10/28/2005	
	First Named Inventor	FOCKE	
	Art Unit	3728	
	Examiner Name	Bui, L.K.	
Total Number of Pages in This Submission	9	Attorney Docket Number	148716.01600

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks This response is being filed within the 3-month shortened statutory period and no extension of time fees are necessary. No additional claims fee is necessary. Direct all questions to Laurence P. Colton at 404.572.6710.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	POWELL GOLDSTEIN LLP	
Signature		
Printed name	Laurence P. Colton	
Date	24 April 2007	Reg. No. 33,371

CERTIFICATE OF TRANSMISSION/MAILING			
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Signature			
Typed or printed name	Laurence P. Colton	Date	24 April 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT OPERATIONS

APR 24 2007

Applicant: FOCKE, Heinz; BRETTTHAUER, Hans-
Jurgen; and MUTSCHALL, Karsten

Art Unit: 3728

Application No.: 10/509,561

Examiner: Bui, L. K.

Filing Date: 10/28/2005

Title: CIGARETTE PACK COMPRISING
A SLIDE AND CASE

Customer No.: 25207

Docket No.: 148716.01600

RESPONSE AND AMENDMENT

24 April 2007

Commissioner of Patents
PO Box 1450
Alexandria VA 22313-1450

Sir:

The following is in response to the Office Action date 24 January 2007 from
Examiner Luan Kim Bui of Art Unit 3728.

Status is on page 2.**Claims Amendments** begin on page 3.**Remarks** begin on page 7.

I certify that I have transmitted this document to the USPTO via facsimile to the central facsimile receiving number of
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Laurence F. Colton

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STATUS

The above-captioned patent application is pending.

Claims 1-20 are pending.

Claims 3-6, 8-10, 12, 13, and 15-20 have been rejected under 35 USC 112, second paragraph.

Claims 1-3, 7, 8 and 12 have been rejected under 35 USC 102 as being anticipated by Switzerland Patent No. 370699 to Jehouda (Jehouda '699).

Claims 1, 2, 10, and 11 have been rejected under 35 USC 102 as being anticipated by US Patent No. 4267926 to Toimil (Toimil '926).

Claims 1-3 and 12 have been rejected under 35 USC 102 as being anticipated by US Patent No. 6474468 to Griffith (Griffith '468).

Claims 3-6, 9, 13-15, and 16-20 have been rejected under 35 USC 103 as being obvious over Jehouda '699 in view of Griffith '468 or US Patent No. 3311283 to Shimada (Shimada '283).